

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC. PELVIC REPAIR  
SYSTEMS PRODUCTS LIABILITY  
LITIGATION

Master File No. 2:12-MD-02327  
MDL 2327

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ETHICON WAVE 3 CASES LISTED IN  
EXHIBIT A OF PLAINTIFFS' NOTICE OF  
ADOPTION

JOSEPH R. GOODWIN U.S. DISTRICT  
JUDGE

**NOTICE OF ADOPTION OF PRIOR DAUBERT REPLIES OF  
TIMOTHY MCKINNEY, M.D. FOR WAVE 3**

Come now, the Plaintiffs, and hereby adopt and incorporate by reference the Daubert replies filed against Timothy McKinney, M.D. for Ethicon Wave 1, Dkt. 2203 and Ethicon Wave 2, Dkt. 2588. While Defendants filed a "new" response in opposition in Wave 3, this response largely repackages their prior responses (in many places it is simply copied and pasted) and primarily argues the Court should replicate is Wave 1 Order on Dr. McKinney. As such, Plaintiffs respectfully request the Court grant Plaintiffs' motion, for the reasons expressed in the Wave 1 and 2 briefing.

Dated: October 21, 2016

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 21, 2016, I electronically filed the foregoing document with the Clerk of the court using CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ Aimee H. Wagstaff

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